

REMARKS

Reconsideration of the application is respectfully requested for the following reasons:

1. Amendments to Claims

Independent claim 1 has been amended to include the limitations of claims 6 and 8.

Independent claim 12 has been amended to include the limitations of claim 18.

New independent claim 20 combines original claims 12 and 14.

Claims 8, 18, and 14 are indicated as allowable on page 3 of the Official Action, and thus each of the independent claims is now directed to allowable subject matter.

2. Rejection of Claims 1-7 Under 35 USC §102(b) in view of U.S. Patent No. 5,913,259 (Grubb)

This rejection has been rendered moot by the amendment of claim 1 to include the limitations of original claim 8.

The Grubb patent does not disclose or suggest a tuner that: (a) provides a correct tune to compare to a played tune and obtain an error value, (b) stores the error value in a storage unit, and (c) displays the error value on a display unit so that the user can tune during a performance, as now recited in claim 1.

2. Rejection of Claims 12, 13, and 15-17 Under 35 USC §103(a) in view of U.S. Patent Nos. 5,913,259 (Grubb) and 5,400,687 (Ishii)

This rejection has been rendered moot by the amendment of claim 12 to include the limitations of original claim 18.

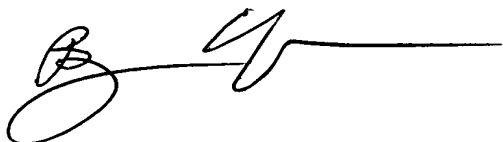
Serial Number 10/800,736

The Grubb and Ishii patents do not disclose or suggest, whether considered individually or in any reasonable combination, a music score device in which the microprocessor unit compares at least one predetermined ranking value stored in the storage unit to the recognized musical note to generate a ranking result, as recited in amended claim 12. In addition, the Grubb and Ishii patents fail to disclose or suggest a music score device having a page changing unit that includes a light sensor for generating a page changing control signal when the user blocks light so that the microprocessor drives the display unit to display another page of the musical score, as recited in new claim 20.

Having thus overcome each of the rejections made in the Official Action, withdrawal of the rejections and expedited passage of the application to issue is requested.

Respectfully submitted,

BACON & THOMAS, PLLC

A handwritten signature in black ink, appearing to be 'B. Urcia', followed by a horizontal line extending to the right.

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